

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input checked="" type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 10/7/16 NEED RESPONSE BY: 10/21/16
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: State Hearings Division (San Diego County hearing)
3. PHONE NO.:	7. SUBJECT: CalFresh
4. REGULATION CITE(S): MPP section 63-102(e)(1) (G)	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s). MPP section 63-102(e)(1) (G)

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

MPP section 63-102(e)(1) (G) provides in pertinent part,
 (e) (1) "Elderly or disabled member" means a member of a household who,
 (G) is a veteran with a service-connected or non-service-connected disability rated by the
 Veteran's Administration (VA) as total or paid as total by the VA under Title 38 of the
 United States Code;
 The recipient describes himself as a 60% disabled veteran and the written evidence of a Department of Veterans Affairs
 letter states the claimant has, "one or more service-connected disabilities and his combined service-connected evaluation is
 60%."
 Is this recipient considered disabled such that his household's CF benefits are computed using the elderly or disabled regs?

10. REQUESTOR'S PROPOSED ANSWER:

No. The CF household member does not meet the definition of elderly or disabled as he has been determined to be 60% disabled which is not "total or paid as total" as set forth in the regulation cited above.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

The CDSS concurs with the requestor's proposed answer. The recipient is 54 years old and he is the eldest member of the three member household. Additionally, there is no evidence that other household members are disabled.

FOR CDSS USE

DATE RECEIVED:

10/10/2016

DATE RESPONDED TO COUNTY/ALJ:

10/13/2016 VM